

Control Number: 48785



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**SOAH DOCKET NO. 473-19-1265
PUC DOCKET NO. 48785**

JOINT APPLICATION OF ONCOR ELECTRIC DELIVERY COMPANY LLC AND AEP TEXAS INC. TO AMEND CERTIFICATES OF CONVENIENCE AND NECESSITY FOR A DOUBLE CIRCUIT 345-KV TRANSMISSION LINE IN PECOS, REEVES, AND WARD COUNTIES, TEXAS (SAND LAKE- SOLSTICE CCN)	§ § § § § § § § § §	BEFORE THE STATE OF TEXAS PUBLIC UTILITY COMMISSION FILING CLERK OF ADMINISTRATIVE HEARINGS
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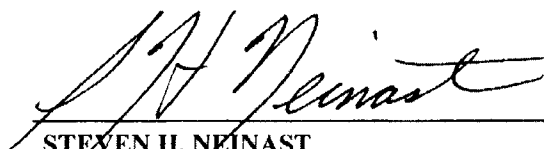
**SOAH ORDER NO. 11
GRANTING MOTIONS TO ADMIT LANDOWNER CONSENT AGREEMENTS,
EXTENDING THE RECORD CLOSE DATE, AND REQUIRING CONCHO, OXY, AND
PLAINS PIPELINE TO FILE REPORTS INDICATING WHICH PROPOSED
MODIFICATIONS TO ROUTES 320 AND 325 HAVE RECEIVED LANDOWNER
CONSENTS**

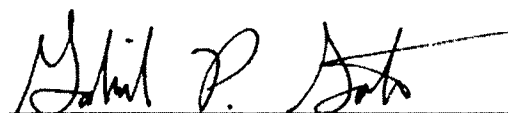
On March 12, 2019, COG Operating LLC (Concho) filed a “Motion to Admit Exhibit 5 (Consent Forms) and Request to Keep the Record Open Until March 19, 2019” (Motion). Concho states that it is attempting to obtain executed consents from a few additional landowners to support of its proposed Route 325, and that an additional week will allow Concho to file consents that it understands are being returned, and to continue its efforts to obtain the remaining consents. On March 19, 2019, Occidental Permian Ltd., Oxy Delaware Basin, LLC, Oxy USA, Inc., Oxy USA WTP LP, Houndstooth Resources, LLC, and Occidental West Texas Overthrust, Inc. (collectively Oxy) also filed a motion to admit consent agreements (Oxy Exh. 7-1) and an affidavit (Oxy Exh. 8).

The Administrative Law Judges (ALJs) **GRANT** Concho’s Motion to admit its Exhibit 5 (which includes multiple consent agreements for three links) and Oxy’s Motion to admit its Exhibits 7-1 and 8. The ALJs also **GRANT** Concho’s request that the record remain open for additional consents to be filed on or before March 19, 2019. In addition, on or before March 19, 2019, Concho and Oxy **SHALL** file a joint report indicating whether they have obtained all necessary landowner consents for their proposed Route 325 with any proposed modifications, and whether they have obtained all necessary landowner consents for their proposed modifications to Route 320.

In its Reply Brief filed on March 12, 2019, Plains Marketing, L.P. and Plains Pipeline, L.P. (collectively Plains Pipeline) references a modification to Link B2 discussed at the hearing on the merits that could avoid a number of habitable structures.¹ At the hearing, the ALJs understood that Plains Pipeline owns the surface rights to the property over which this modification to Link B2 would be constructed, and the modification would not parallel another property owner's property. In footnote 9 to their Reply Brief, however, Plains Pipeline indicates that "other property owners consent might be required" for this modification. On or before March 19, 2019, Plains Pipeline **SHALL** file a report stating (1) whether they agree to the proposed modification to Link B2 that would bisect their property along a pipeline easement; and (2) if other property owners' consents are needed for this modification, has Plains Pipeline or some other party obtained those consents? If the answer to the second question is "yes," landowner consents **SHALL** be filed on or before March 19, 2019.

SIGNED March 13, 2019.



STEVEN H. NEINAST
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

GABRIEL P. SOTO
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

¹ Plains Pipeline Reply Brief at 6-7.

